(2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
WRIT PETITION NO. 1903 OF 2001

PETITIONER : Laxma s/o Chamara Devangan aged about 25 years, R/o ward no.7 Ganai, Dist Rajnandgaon (C.G.)

VERSUS

RESPONDENTS : 1) Nagar Panchayat Gandai through Chief Muncipal Officer Nagar Panchayat Gandai, Dist . Rajnandgaon.
2) Collector, Rajnandgaon
3) Additional Tahsildar Gandai, Dist. Rajnandgaon.

WRIT PETITION U/A 226/227 OF THE CONSITITUTION OF INDIA

1. Particulars of the petitioner :
As stated in the cause title

2029/01 Jumdaar 9.01

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.1903/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

9.10.2001 :

Shri Awadh Tripathi for the petitioner.

Shri Deep Kesharwani for the State.

Mr.Kesharwani submits that the impugned order is appellable before the Commissioner in terms of section 331 of the M.P.Municipalities Act,1961. Shri Tripathi submits that the impugned order was passed in complete violation of the principles of natural justice in as much as no show-cause notice was given to the petitioner before the impugned order was issued. Further it is submitted that period of contract is from 1.4.2001 to 31.3.2002. Since the period of contract is so limited, it is submitted that the matter be straightaway decided by this Court. Since there is a specific provision made under the M.P. Municipalities Act, 1961, in my view, that power should be exercised by the competent authority described in the said Act.

In the result, this petition is disposed of with a direction that the writ petitioner should approach the competent authority. On receipt of the appeal from the writ petitioner the competent authority should examine the same and dispose of the appeal on merits without further delay, and at any rate not later than one month from the date of receipt of the appeal in as much as the period of

...2 [पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित ..2..	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
J	contract would expire on 31.3.2002. With the above observations and directions the petition is disposed of. Sd/- Chief Justice	

GRPRJ—FS/311—1/2001—50,000.